

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

NO. 1:21-CR-00312-JEB

UNITED STATES OF AMERICA

v.

BRADLEY STUART BENNETT

**DEFENDANT'S RESPONSE TO  
GOVERNMENT'S MOTION IN  
LIMINE REGARDING CROSS-  
EXAMINATION OF U.S. SECRET  
SERVICE WITNESS (ECF-105)**

Defendant Bradley Stuart Bennett, by and through counsel, hereby responds to the Government's Motion in Limine Regarding Cross-Examination of U.S. Secret Service Witness (ECF-105). The Government seeks an order foreclosing Mr. Bennett from questioning a Secret Service witness about "Secret Service protocols related to the locations where protectees or their motorcades are taken at the Capitol or other government buildings when emergencies occur" and "[d]etails about the nature of Secret Service protective details, such as the number and type of agents the Secret Service assigns to protectees."

Mr. Bennett does not intend to cross-examine the potential Secret Service witness on either issue. Mr. Bennett may, however, ask questions about the location of then-Vice President Pence during the relevant period, a topic which has already been disclosed in previous trials. *United States v. Rhine*, 2023 U.S. Dist. LEXIS 27764, \*29 (D.D.C. Feb. 17, 2023). "Based on the limited daylight, if any, between the parties on these issues at present," this Court should "deny the Government's motion for a

pretrial order on this subject and . . . rule on any objections to specific questions at trial.” *Id.* (deferring Government’s motion to limit cross-examination of Secret Service witness).

Respectfully submitted this 5th day of September, 2023.

G. ALAN DUBOIS  
Federal Public Defender

/s/ Leza Lee Driscoll

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*CERTIFICATE OF SERVICE*

I HEREBY CERTIFY that a copy of the foregoing was served upon:

NIALAH S. FERRER  
Assistant United States Attorney  
United States Attorney's Office  
Criminal Division  
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by electronically filing the foregoing with the Clerk of Court on September 5, 2023,  
using the CM/ECF system which will send notification of such filing to the above.

This the 5th day of September, 2023.

/s/ Leza Lee Driscoll  
LEZA LEE DRISCOLL  
Assistant Federal Public Defender